

IDAHO BOARD OF ACUPUNCTURE
Bureau of Occupational Licenses
700 West State Street, P.O. Box 83720
Boise, ID 83720-0063

Board Meeting Minutes of 1/31/2020

BOARD MEMBERS PRESENT: Gretchen A Huettig - Chair
Kameron Schott
Marlene F Strong
John Downey
Margret Blair

BUREAU STAFF: Kelley Packer, Bureau Chief
Dawn Hall, Deputy Bureau Chief
Lori Peel, Investigative Unit Manager
Nicholas Crema, General Counsel
Debbie Toncray, Board Specialist

The meeting was called to order at 1:00 PM MST by Gretchen A Huettig.

Ms. Packer provided an overview of the procedure and process for Board appointments.

APPROVAL OF MINUTES

Ms. Strong made a motion to approve the minutes of 10/18/2019 and 12/30/2019, with a revision to 10/18/2019 to show that it was a face-to-face meeting. It was seconded by Ms. Blair. Motion carried.

COMPLAINT MEMORANDUM

Ms. Peel gave the investigative report, which is linked above.

Ms. Peel presented a proposed letter for the Board to send a letter to licensees who report having received a misdemeanor DUI conviction. Ms. Strong made a motion to send the DUI letter presented on behalf of the Acupuncture Board. It was seconded by Ms. Blair. Motion carried.

LAWS AND RULES

Ms. Blair moved the following:

Pursuant to Section 67-5226, Idaho Code, the Governor has found that temporary adoption of this rule is appropriate to protect the public health, safety, and welfare of the citizens of Idaho and confer a benefit on its citizens.

These rules implement the duly enacted laws of the state of Idaho, provide citizens with the detailed rules and standards for complying with those laws, and assist in the orderly execution and enforcement of those laws.

The expiration of these rules without due consideration and processes would undermine the public health, safety and welfare of the citizens of Idaho and deprive them of the benefit intended by these rules.

The Governor has also found that the fees being imposed are justified and necessary to avoid immediate danger to the Idaho Board of Acupuncture's budget, to the state budget, to necessary state functions and services, and to avoid immediate danger of a potential violation of Idaho's constitutional requirement that it balance its budget.

Therefore, we are adopting this temporary rule to be effective upon *sine die* of the 2020 session of the Idaho Legislature. The approval is conditional and will only become effective if the rules are not otherwise approved or rejected by the Legislature and/or not extended pursuant to the Idaho Administrative Procedure Act, including Sections 67-5291 and 67-5292, Idaho Code."

It was seconded by Ms. Strong. Motion carried.

FINANCIAL REPORT

Ms. Hall gave the financial report, which indicated that the Board had a cash balance of \$72,484.66 as of 12/31/2019.

BUREAU BUSINESS

The Board reviewed the To Do List and no action was taken.

BOARD BUSINESS

CORRESPONDENCE

The Board reviewed correspondence from the National Certification Commission for Acupuncture and Oriental Medicine (NCCAOM) regarding a survey about current regulatory requirements regarding licensing. Ms. Strong made a motion to authorize Ms. Schott to work with Ms. Toncray to complete and submit the survey. It was seconded by Ms. Blair.

EXECUTIVE SESSION

Ms. Strong made a motion that the Board go into executive session under Idaho Code § 74-206(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law, Idaho Code § 74-106(9). The purpose of the executive session was to consider documents relating to the fitness of an applicant to be granted a license or registration. It was seconded by Ms. Blair. The vote was: Ms. Huettig, aye; Ms. Schott, aye; Ms. Strong, aye; Dr. Downey, aye; and Ms. Blair, aye. Motion carried.

Ms. Blair made a motion to come out of executive session. It was seconded by Ms. Schott. Motion carried.

APPLICATIONS

Ms. Blair made a motion to approve the following pending receipt of additional information:

Applicant ID 901170801

It was seconded by Ms. Strong. Motion carried.

Ms. Schott made a motion to approve the following for licensure:

ACUA-383 Lisa Jayne
ACUA-388 Robert Hochfelder

It was seconded by Ms. Blair. Motion carried.

CE AUDIT

The Board reviewed the CE audits.

NEXT MEETING was scheduled for April 24, 2020 at 1:00 PM MDT.

ADJOURNMENT

Ms. Strong made a motion to adjourn the meeting at 2:44 PM MST. It was seconded by Ms. Schott. Motion carried.

Gretchen A Huettig, Chair